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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**SKYE ASTIANA on behalf of herself and all
others similarly situated,**

Plaintiff,

v.

DREYER'S GRAND ICE CREAM, INC.,

Defendant.

CASE NO.: 3:11-cv-02910-EMC

and related case C11-3164 EMC

CLASS ACTION

**JOINT STIPULATION AND [PROPOSED]
ORDER REGARDING EXTENSION OF
CASE MANAGEMENT CONFERENCE
AND SCHEDULE FOR DEFENDANT TO
RESPOND TO COMPLAINTS**

DEMAND FOR JURY TRIAL

1 WHEREAS, on August 22, 2011, the Court entered a Case Management Order in Reassigned
2 Cases, setting an initial case management conference for October 28, 2011 for the related actions,
3 *Astiana v. Dreyer's Grand Ice Cream, Inc.*, Case No. 3:11-cv-02910-EMC and *Rutledge-Muhs, et al.*
4 *v. Dreyer's Grand Ice Cream, Inc.*, Case No 4:11-cv-03164-EMC (the "Related Actions");

5 WHEREAS, Plaintiffs have separately moved to consolidate the *Astiana* and *Rutledge-Muhs*
6 actions and to have the *Astiana* Complaint be the operative complaint in both actions;

7 WHEREAS, the parties to the Related Actions have agreed to mediate the Related Actions
8 before a JAMS mediator on November 30, 2011;

9 WHEREAS, Defendant Dreyer's Grand Ice Cream, Inc. ("Dreyer's") has not answered or
10 responsively pled to the complaints filed in the Related Actions, and its responses would otherwise be
11 due prior to the scheduled mediation on November 30, 2011;

12 WHEREAS, the parties to the Related Actions believe that adjourning Dreyer's deadlines to
13 answer or responsively plead until after the mediation scheduled for November 30, 2011 would be
14 most efficient, conserving the resources of the Court and the parties; and

15 WHEREAS, the parties to the Related Actions agree that it would conserve the resources of the
16 parties and the Court and be in the best interests of all parties to postpone the case management
17 conference until December 16, 2011 in light of the settlement mediation scheduled for November 30,
18 2011.

19 **THEREFORE, IT IS HEREBY STIPULATED** that: (1) the Case Management
20 Conference initially scheduled for October 28, 2011 shall be adjourned to December 16, 2011, at
21 9:00 a.m., or as soon thereafter as counsel may be heard, in Courtroom 5, 17th Floor, 450 Golden
22 Gate Avenue, San Francisco, California, and (2) Dreyer's shall have until thirty (30) days after the
23 completion (or cancellation) of the November 30, 2011 mediation to answer or responsively plead to
24 the operative complaint(s) in the Related Actions.

DATED: August 24, 2011

AGREED TO BY:

s/Nabil Majed Nachawati, II via email consent
Nabil Majed Nachawati, II (*pro hac vice*)

s/ Joseph N. Kravec, Jr.
Joseph N. Kravec, Jr. (*pro hac vice*)

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s/ Dale Joseph Giali via email consent

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**ATTORNEYS FOR DEFENDANT
DREYER'S GRAND ICE CREAM, INC.**

**PURSUANT TO THE STIPULATION OF THE PARTIES AND GOOD CAUSE
APPEARING THERETO,**

(1) The Case Management Conference initially scheduled for October 28, 2011 shall be adjourned to December 16, 2011, at 9:00 a.m., or as soon thereafter as counsel may be heard, in Courtroom 5, 17th Floor, 450 Golden Gate Avenue, San Francisco, California,

(2) Defendant Dreyer's Grand Old Ice Cream, Inc. shall have until thirty (30) days after the completion (or cancellation) of the November 30, 2011 mediation to answer or responsively plead to the operative complaint(s) in the Related Actions

IT IS SO ORDERED.

Dated: August ³¹, 2011

